

SENATE BILL 53

P1, K1

0lr0100

(PRE-FILED)

By: **Chair, Finance Committee (By Request – Departmental – Military) and Senators Astle, Della, Exum, Garagiola, Glassman, Kelley, Kittleman, Klausmeier, Middleton, Pipkin, ~~and Pugh~~ Pugh, and Harris**

Requested: October 1, 2009

Introduced and read first time: January 13, 2010

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: February 2, 2010

CHAPTER _____

1 AN ACT concerning

2 **Workers' Compensation – Average Weekly Wage – Militia**

3 FOR the purpose of authorizing, for the purpose of computing the average weekly
4 wage for workers' compensation benefits for specified members of the organized
5 militia, the use of actual wages earned by the member in the member's civilian
6 employment at the time of entry into State active duty; and generally relating to
7 the computation of the average weekly wage of members of the organized militia
8 of the State.

9 BY repealing and reenacting, with amendments,
10 Article – Labor and Employment
11 Section 9–602(f)
12 Annotated Code of Maryland
13 (2008 Replacement Volume and 2009 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article – Labor and Employment**

17 9–602.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (f) For the purpose of computing the average weekly wage of a member of
2 the organized militia of the State who is a covered employee under § 9–215 of this
3 title, the wages of the covered employee shall be the greater of:

4 (1) the wage provided for active duty in § 13–406(b) of the Public
5 Safety Article; [or]

6 (2) the actual wages earned by the covered employee in employment in
7 the National Guard; OR

8 (3) THE ACTUAL WAGES EARNED BY THE COVERED EMPLOYEE IN
9 THE EMPLOYEE’S CIVILIAN EMPLOYMENT AT THE TIME OF ENTRY INTO STATE
10 ACTIVE DUTY.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 July 1, 2010.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.